

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ELLEN ANDERSON,	§
	§ No. 415, 2009
Petitioner Below,	§
Appellant,	§
	§
v.	§ Court Below—Family Court
	§ of the State of Delaware,
FRED LANG,	§ in and for New Castle County
	§ File No. CN04-08770
Respondent Below,	§
Appellee.	§

Submitted: October 9, 2009

Decided: October 26, 2009

**ORDER**

This 26<sup>th</sup> day of October 2009, it appears to the Court that, on July 21, 2009, the Clerk issued a notice to appellant to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for appellant's failure to diligently prosecute the matter by not filing the lower court record preparation fees. Appellant has failed to respond to the notice to show cause within the required ten-day period; therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Jack B. Jacobs  
Justice